

THE CITY OF SAN DIEGO, CALIFORNIA  
MINUTES FOR REGULAR COUNCIL MEETING  
OF  
MONDAY, JUNE 9, 2003  
AT 2:00 P.M.  
IN THE COUNCIL CHAMBERS - 12TH FLOOR

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**CHRONOLOGY OF THE MEETING:**

The meeting was called to order by Mayor Murphy at 2:09 p.m. Mayor Murphy recessed the meeting at 3:10 p.m. to convene the Budget Review Committee. Mayor Murphy reconvened the regular meeting at 8:25 p.m. with all Council Members present. Mayor Murphy adjourned the meeting at 8:26 p.m. into Closed Session at 9:00 a.m. on Tuesday, June 10, 2003, in the twelfth floor conference room to discuss existing and anticipated litigation.

**ATTENDANCE DURING THE MEETING:**

- (M) Mayor Murphy-present
- (1) Council Member Peters-present
- (2) Council Member Zucchet-present
- (3) Council Member Atkins-present
- (4) Council Member Lewis-present
- (5) Council Member Maienschein-present
- (6) Council Member Frye-present
- (7) Council Member Madaffer-present
- (8) Council Member Inzunza-present
- Clerk-Abdelnour (ek)

**FILE LOCATION: MINUTES**

**ITEM-1: ROLL CALL**

Clerk Abdelnour called the roll:

- (M) Mayor Murphy-present
- (1) Council Member Peters-present
- (2) Council Member Zucchet-present
- (3) Council Member Atkins-present
- (4) Council Member Lewis-present
- (5) Council Member Maienschein-present
- (6) Council Member Frye-present
- (7) Council Member Madaffer-present
- (8) Council Member Inzunza-present

FILE LOCATION: MINUTES

ITEM-10: INVOCATION

Invocation was given by Pastor Chris Olson of  
Horizon Christian Fellowship.

FILE LOCATION: MINUTES

ITEM-20: PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Council Member Lewis.

FILE LOCATION: MINUTES

ITEM-S400: CDC Small Business Finance Day.

**COUNCILMEMBER ATKINS' RECOMMENDATION:**

Adopt the following resolution:

(R-2003- 1456)      ADOPTED AS RESOLUTION R-298049

Recognizing CDC Small Business Finance as a critical and vital partner in the

City's efforts to provide opportunities for enterprise unlike any other city in the nation;

Proclaiming Monday, June 9, 2003, to be "CDC Small Business Finance Day" in the City of San Diego, in recognition of the outstanding performance and dedication provided by CDC Small Business Finance to the people of San Diego.

FILE LOCATION:                      AGENDA

COUNCIL ACTION:                      (Time duration: 2:27 p.m. - 2:33 p.m.)

MOTION BY ATKINS TO ADOPT. Second by Inzunza. Passed by the following vote: Peters-yea, Zucchet-yea, Atkins-yea, Lewis-yea, Maienschein-yea, Frye-yea, Madaffer-yea, Inzunza-yea, Mayor Murphy-yea.

ITEM-S401: Lincoln Preparatory High School Day.

**COUNCILMEMBER LEWIS' RECOMMENDATION:**

Adopt the following resolution:

(R-2003-1453)                      ADOPTED AS RESOLUTION R-298051

Commending Lincoln Preparatory High School for its dedication and commitment in assisting our youth to advance into successful careers to benefit the communities of the Fourth Council District and the City of San Diego;

Proclaiming June 9, 2003, to be "Lincoln Preparatory High School Day" in the City of San Diego.

FILE LOCATION:                      AGENDA

COUNCIL ACTION:                      (Time duration: 2:34 p.m. - 2:38 p.m.)

MOTION BY LEWIS TO ADOPT. Second by Inzunza. Passed by the following vote: Peters-yea, Zucchet-yea, Atkins-yea, Lewis-yea, Maienschein-yea, Frye-yea, Madaffer-yea, Inzunza-yea, Mayor Murphy-yea.

ITEM-S402: **REFERRED TO CLOSED SESSION ON TUESDAY, JUNE 10, 2003**

Conference with Real Property Negotiator, pursuant to California Government Code Section 54956.8:

North Bay Area Request for Qualifications

Property: An area consisting of approximately 95 acres of City-owned property in the Sports Arena/Midway District. The property is generally located north of Sports Arena Boulevard at the intersection of West Point Loma Boulevard and Southwest of Kurtz Street consisting of the following Assessor Parcels:

- |                   |                   |
|-------------------|-------------------|
| 1) APN 441-160-04 | 5) APN 441-590-06 |
| 2) APN 441-370-21 | 6) APN 441-530-38 |
| 3) APN 441-590-04 | 7) APN 441-540-18 |
| 4) APN 441-590-05 |                   |

City Negotiator: Real Estate Assets Director

Negotiating Parties: North Bay Village Partners LLC;  
The Related Companies of California

Under Negotiation: Seeking direction on the submittals in response to a Request for Qualifications.

Prior to Council discussion in Closed Session and in compliance with the Brown Act, (California Government Code Section 54956.8) this issue is listed on the docket **only** for public testimony.

**There is no Council discussion of this item. The City Council's actions are:**

1) Open the Public Hearing and accept testimony from any members of the public wishing to address the Council on this subject; 2) Conclude and close the public hearing; and 3) Refer the matter to Closed Session on June 10, 2003.

**NOTE:** Members of the public wishing to address the Council on this item should speak "in favor" or "in opposition" to the subject.

**Mayor Murphy closed the Hearing.**

FILE LOCATION: MEET

COUNCIL ACTION: (Time duration: 2:39 p.m. - 2:42 p.m.)

**ITEM-S403: REFERRED TO CLOSED SESSION ON TUESDAY, JUNE 10, 2003**

Conference with Real Property Negotiator, pursuant to California Government Code Section 54956.8:

Property: Approximately 80 acres of the South Chollas Landfill (portions of APNs: 477-490-07, 477-490-02, 478-150-01, and 478-190-05).

City Negotiator: Real Estate Assets Director

Negotiating Party: Paragon Practice Park, LLC

Under Negotiation: An Exclusive Negotiation Agreement (ENA) to set out terms and conditions for negotiating a Lease of a portion of the South Chollas Landfill for the development of a golf and baseball learning center or practice park.

Prior to Council discussion in Closed Session and in compliance with the Brown Act, (California Government Code Section 54956.8) this issue is listed on the docket **only** for public testimony.

**There is no Council discussion of this item. The City Council's actions are:**

1) Open the Public Hearing and accept testimony from any members of the public wishing to address the Council on this subject; 2) Conclude and close the public hearing; and 3) Refer the matter to Closed Session on June 10, 2003.

**NOTE:** Members of the public wishing to address the Council on this item should speak "in favor" or "in opposition" to the subject.

**Mayor Murphy closed the Hearing.**

FILE LOCATION: MEET

COUNCIL ACTION: (Time duration: 2:44 p.m. - 3:00 p.m.)

**ITEM-S404: REFERRED TO CLOSED SESSION ON TUESDAY, JUNE 10, 2003**

Conference with Real Property Negotiator, pursuant to California Government Code Section 54956.8:

Property: Parcels 1, 2, 3, 4 and 5 of Parcel Map 18855.

City Negotiators: Assistant City Attorney Leslie J. Girard, Deputy City Manager Bruce Herring, and Peter Hall, President, CCDC.

Negotiating Parties: City of San Diego, the San Diego Padres and JMI Realty, Inc.

Under Negotiation: Price and terms pursuant to the Memorandum of Understanding for the Ballpark and Redevelopment Project and its subsidiary agreements.

Prior to Council discussion in Closed Session and in compliance with the Brown Act, (California Government Code Section 54956.8) this issue is listed on the docket **only** for public testimony.

**There is no Council discussion of this item. The City Council's actions are:**

1) Open the Public Hearing and accept testimony from any members of the public wishing to address the Council on this subject; 2) Conclude and close the public hearing; and 3) Refer the matter to Closed Session on June 10, 2003.

**NOTE:** Members of the public wishing to address the Council on this item should speak "in favor" or "in opposition" to the subject.

**Mayor Murphy closed the Hearing.**

FILE LOCATION: MEET

COUNCIL ACTION: (Time duration: 2:43 p.m. - 2:43 p.m.)

ITEM-600: Philippine Independence Anniversary Week.

**MAYOR MURPHY'S RECOMMENDATION:**

Adopt the following resolution:

(R-2003-1371) ADOPTED AS RESOLUTION R-298052

Recognizing the 105<sup>th</sup> Anniversary of Philippine Independence from Spain, and the ongoing efforts of the Council of Philippine American Organizations of San Diego County, the City of San Diego Filipino-American Employees Association, and others to raise awareness of Filipino culture and heritage within our community;

Proclaiming June 9-15, 2003, to be "Philippine Independence Anniversary Week" in the City of San Diego.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Time duration: 2:12 p.m. - 2:17 p.m.)

MOTION BY MAIENSCHIN TO ADOPT. Second by Madaffer. Passed by the following vote: Peters-yea, Zucchet-yea, Atkins-yea, Lewis-yea, Maienschein-yea, Frye-yea, Madaffer-yea, Inzunza-yea, Mayor Murphy-yea.

ITEM-601: Mary D. Bush Day.

**COUNCILMEMBERS ATKINS' AND FRYE'S RECOMMENDATION:**

Adopt the following resolution:

(R-2003-1446) ADOPTED AS RESOLUTION R-298050

Recognizing Mary D. Bush for her outstanding 38-year service to the City of San Diego;

Proclaiming June 9, 2003 to be "Mary D. Bush Day" in the City of San Diego.



FILE LOCATION: AGENDA

COUNCIL ACTION: (Time duration: 2:18 p.m. - 2:26 p.m.)

MOTION BY ATKINS TO ADOPT. Second by Frye. Passed by the following vote: Peters-yea, Zucchet-yea, Atkins-yea, Lewis-yea, Maienschein-yea, Frye-yea, Madaffer-yea, Inzunza-yea, Mayor Murphy-yea.

ITEM-602: Approval of Council Minutes.

**TODAY'S ACTION IS:** APPROVED

Approval of Council Minutes for the meetings of:

May 19, 2003

May 20, 2003

FILE LOCATION: MINUTES

COUNCIL ACTION: (Time duration: 2:12 p.m. - 2:12 p.m.)

MOTION BY MADAFFER TO APPROVE. Second by Inzunza. Passed by the following vote: Peters-yea, Zucchet-yea, Atkins-yea, Lewis-yea, Maienschein-yea, Frye-yea, Madaffer-yea, Inzunza-yea, Mayor Murphy-yea.

ADJOURNMENT:

The meeting was adjourned by Mayor Murphy at 8:26 p.m. in honor of the memory of:

Charles Nathanson as requested by Council Member Peters.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Time duration: 8:25 p.m.- 8:26 p.m.)